

AMENDED IN ASSEMBLY APRIL 16, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1401**

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**Introduced by Committee on Judiciary (Wieckowski (Chair), Alejo, Chau, Dickinson, Garcia, Muratsuchi, and Stone)**

March 12, 2013

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An act to amend Section 203 of the Code of Civil Procedure, relating to jury duty.

LEGISLATIVE COUNSEL’S DIGEST

AB 1401, as amended, Committee on Judiciary. Jury duty: eligibility.

Existing law ~~provides that~~ *makes* all persons ~~are~~ eligible and qualified to be prospective trial jurors, except persons who, among other things, are not citizens of the United States, ~~are not residents of the jurisdiction they are summoned to serve, or are not possessed of sufficient knowledge of the English language, as specified.~~

This bill would ~~make technical, nonsubstantive changes to these provisions~~ *instead make a person eligible and qualified to be a prospective juror if, among other things, he or she is a lawfully present immigrant.*

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 203 of the Code of Civil Procedure is
- 2 amended to read:
- 3 203. (a) All persons are eligible and qualified to be prospective
- 4 trial jurors, except the following:

- 1 (1) Persons who are not *lawfully present immigrants or* citizens  
2 of the United States.
- 3 (2) Persons who are less than 18 years of age.
- 4 (3) Persons who are not domiciliaries of the State of California,  
5 as determined pursuant to Article 2 (commencing with Section  
6 2020) of Chapter 1 of Division 2 of the Elections Code.
- 7 (4) Persons who are not residents of the jurisdiction they are  
8 summoned to serve.
- 9 (5) Persons who have been convicted of malfeasance in office  
10 or a felony, and whose civil rights have not been restored.
- 11 (6) Persons who are not possessed of sufficient knowledge of  
12 the English language, provided that no person shall be deemed  
13 incompetent solely because of the loss of sight or hearing in any  
14 degree or other disability that impedes the person's ability to  
15 communicate or that impairs or interferes with the person's  
16 mobility.
- 17 (7) Persons who are serving as grand or trial jurors in any court  
18 of this state.
- 19 (8) Persons who are the subject of conservatorship.
- 20 (b) No person shall be excluded from eligibility for jury service  
21 in the State of California, for any reason other than those reasons  
22 provided by this section.